

**UNITED STATES BANKRUPTCY COURT  
California Northern Bankruptcy Court**

In Re: Benja Incorporated and MHC Financial Services, Inc. Debtor(s) Kyle Everett Plaintiff(s) vs. Thomas B. Peters Defendant(s)	Bankruptcy Case No.: 20-30819 Chapter: 7  Adversary Proceeding No. 21-03060
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**SUMMONS AND NOTICE OF SCHEDULING CONFERENCE  
IN AN ADVERSARY PROCEEDING**

YOU ARE SUMMONED and required to file a motion or answer to the complaint which is attached to this summons to the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall file a motion or answer to the complaint within 35 days.

**Mailing Address:**

U.S. Bankruptcy Court  
450 Golden Gate Avenue, 18th Fl.  
Mail Box 36099  
San Francisco, CA 94102

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Stephen D. Finestone  
Finestone Hayes LLP  
456 Montgomery St. 20th Fl.  
San Francisco, CA 94104

If you make a motion, your time to answer is governed by Bankruptcy Rule 7012.

YOU ARE NOTIFIED that a scheduling conference in the adversary proceeding commenced by filing of the complaint will be held at the following time and place.

<b>DATE:</b> January 28, 2022	<b>TIME:</b> 01:30 PM
<b>LOCATION:</b> Via Tele/Videoconference, <a href="http://www.canb.uscourts.gov/calendars">www.canb.uscourts.gov/calendars</a>	

**IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT. PLAINTIFF SHALL PROMPTLY SERVE A COPY OF THE BANKRUPTCY DISPUTE RESOLUTION PROGRAM INFORMATION SHEET ON ALL PARTIES. A COPY OF THE INFORMATION SHEET IS AVAILABLE ON THE COURT'S WEBSITE AT [WWW.CANB.USCOURTS.GOV](http://WWW.CANB.USCOURTS.GOV) AND THE CLERK'S OFFICE.**



For the Court:

Edward J. Emmons  
Clerk of Court  
United States Bankruptcy Court

Dated: 11/15/21

Nash Singh  
Deputy Clerk

### CERTIFICATE OF SERVICE

I, \_\_\_\_\_ (name), certify that service of this summons and copy of the complaint was made \_\_\_\_\_ (date) by:

- ☐ Mail Service: Regular, first class United States mail, postage fully pre-paid, addressed to:
  
- ☐ Personal Service: By leaving the process with defendant or with an officer or agent of defendant at:
  
- ☐ Residence Service: By leaving the process with the following adult as:
  
- ☐ Certified Mail Service on an Insured Depository Institution: By sending the process by certified mail addresses to the following officer of the defendant at:
  
- ☐ Publication: The defendant was served as follows: [Describe briefly]
  
- ☐ State Law: The defendant was served pursuant to the laws of State of \_\_\_\_\_, as follows: [Describe briefly]

If service was made by personal service, by residence service, or pursuant to state law, I further certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made.

Under penalty of perjury, I declare that the foregoing is true and correct.

Date \_\_\_\_\_

Signature \_\_\_\_\_

Print Name: \_\_\_\_\_

Business Address: \_\_\_\_\_

\_\_\_\_\_